

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**PATENT APPLICATION  
TRANSMITTAL LETTER  
UNDER 37 C.F.R. 1.53(b)**

ATTORNEY DOCKET NO.:  
12601/1

Address to:  
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing is the patent application of

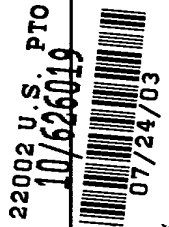
Inventor(s): Robert ZACCARIA

For : METHOD AND APPARATUS FOR THE CONTINUOUS PERFORMANCE  
MONITORING OF A LEAD ACID BATTERY SYSTEM

Enclosed are:

1. 30 sheet(s) of specification, 6 sheet(s) of claims, and 1 sheet of abstract.
2. 7 sheet(s) of drawings.
3. Declaration and Power of Attorney (copies from prior application (37 CFR 1.63(d))  
(See paragraph 8 below).
4. Revocation of Prior Powers and Appointment of New Power.
5. Certificate Under 37 C.F.R. 3.73 (b).
6. Preliminary Amendment.
7. Information Disclosure Statement and 1449 form.
8. Incorporation by Reference. The entire disclosure of the prior application, from which  
a copy of the oath or declaration is supplied under paragraph 3 above is considered as  
being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
9. Priority Claimed:

This application is a continuation of U.S. Patent Application Serial No. 09/159,497,  
filed September 23, 1998, which claims priority to the Canadian Application No.  
2,242,497 filed August 19, 1998, each of which is incorporated herein by reference. A



certified copy of Canadian Application No. 2,242,497 can be found in the parent application, U.S. Patent Application Serial No. 09/159,497.

10. Applicant is entitled to small entity status

11. The filing fee has been calculated as shown below:

	NUMBER FILED	NUMBER EXTRA*	RATE (\$)	FEE (\$)
BASIC FEE				750.00
TOTAL CLAIMS	20 - 20 =	0	18.00	0.00
INDEPENDENT CLAIMS	6 - 3 =	3	84.00	252.00
MULTIPLE DEPENDENT CLAIM PRESENT			280.00	0.00
*Number extra must be zero or larger			TOTAL	1,002.00
If applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	501.00

12. Send correspondence, and direct telephone calls to: George E. Badenoch, Esq., Kenyon & Kenyon, One Broadway, New York 10004; telephone number 212.425.7200.
13. Please charge the required application filing fee of **\$501.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
14. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
- A. Any additional filing fees required under 37 C.F.R. § 1.16;
  - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
  - C. Any additional document supply fees under 37 C.F.R. § 1.19;
  - D. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
  - E. Any additional miscellaneous fees under 37 C.F.R. § 1.21.

15. A duplicate of this sheet is enclosed.

Dated: July 24, 2003 By: Clifford A. Ulrich

Clifford A. Ulrich (Reg. No. 42, 194 )



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CERTIFICATE UNDER 37 C.F.R. 3.73(b)

Docket Number  
**12601/1**

Application Number  
To Be Assigned

Filing Date  
Herewith

Examiner

Art Unit

Invention Title

**METHOD AND APPARATUS FOR THE  
CONTINUOUS PERFORMANCE MONITORING  
OF A LEAD ACID BATTERY SYSTEM**

Inventor(s)

**Robert ZACCARIA**

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**ENERSAFE, INC.**, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of a chain of title from the inventor of the patent application identified above to the current assignee as shown below:

1. From **ROBERT ZACCARIA** to **ENERSAFE TECHNOLOGIES, INC.**, executed on September 3, 1998 and recorded in the records of the United States Patent and Trademark Office on September 23, 1998 at Reel 9481, Frame 0591; and
2. From **ENERSAFE TECHNOLOGIES, INC.** to **ENERSAFE, INC.**, executed on February 4, 2003, a copy of which is attached hereto.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned, whose title is supplied below, is authorized to act on behalf of the assignee.

Date : July 18, 2003  
Name : Edward D. Wirth, Jr.  
Title : CEO + President  
Signature : Ed D Wirth